

IN THE SUPREME COURT OF THE STATE OF NEVADA

OSCAR D'AQUINO,

Appellant,

vs.

WARDEN, NORTHERN NEVADA
CORRECTIONAL CENTER, DAVID
MELIGAN,

Respondent.

No. 38197

FILED

NOV 20 2001

JANETTE M. BLOOM

CLERK OF SUPREME COURT

BY *J. Richards*
CHIEF DEPUTY CLERK

ORDER DISMISSING APPEAL AND VACATING PRIOR ORDER
DIRECTING TRANSMISSION OF RECORD ON APPEAL IN DOCKET

NO. 38197

On October 16, 2001, this court received a proper person motion to withdraw appeal. Appellant states that he wishes to withdraw his appeal pursuant to NRAP 42. Cause appearing, the motion is granted, and we dismiss the appeal. Further, we vacate that portion of our October 16, 2001 order directing the clerk of the district court to transmit the record on appeal in Docket No. 38197.

It is so ORDERED.

Young _____ J.
Young

Agosti _____ J.
Agosti

Leavitt _____ J.
Leavitt

cc: Hon. Steven R. Kosach, District Judge
Attorney General/Carson City
Washoe County District Attorney
Oscar D'Aquino
Washoe County Clerk

01-19456